

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION
CIVIL ACTION NO. 7:15-cv-112-BO

DONNA BERRY, WILLIAM BERRY, WILLIAM)
BROYLES, PATRICIA CALDERONE, READ)
CALDERONE, JANET CAMERON, PAUL)
CAMERON, WAYNE CAMERON, MICHELE)
CARDNO, THOMAS CARDNO, JAMES CARY,)
JR., LISA CARY, JOSEPH CIPRIANI, KAREN)
CIPRIANI, CATHERINE COLELLA, CHARLES)
COLELLA, FITZGERALD FAMILY TRUST,)
CHARLES FITZGERALD, MARY)
FITZGERALD, DEBRA FREEDMAN, RICHARD)
FREEDMAN, DANIEL LOWNES, SHARON)
LOWNES, DOROTHY MANCUSO, RICHARD)
MANCUSO, MILLIKEN FAMILY TRUST,)
JOHN MILLIKEN, LINDA MILLIKEN, PETER)
MITCHELL, SUSAN MITCHELL, DIANE)
NEALE, PETER NEALE, DAVID PATTERSON,)
DEBORAH PATTERSON, MICHAEL)
RATCHFORD, VALERIE RATCHFORD,)
ANGELINA SANDOLO, MARIO SANDOLO,)
DAVID SHERMAN, SANDRA SHERMAN,)
GLEN TALLEY, VIRGINIA TALLEY, GORDON)
C. WICKE, JR., GORDON C. WICKE, JR.)
TRUST, KATHLEEN WICKE, JERRY)
WICKERSHAM, AND KATHLEEN)
WICKERSHAM,)

Plaintiffs,)

v.)

COASTAL COMMUNITIES AT OCEAN RIDGE)
PLANTATION, INC., COASTAL)
COMMUNITIES AT OCEAN RIDGE)
PLANTATION, LLC, COASTAL)
COMMUNITIES, INC., MARK A. SAUNDERS,)
DEBORAH BOODRO, MAS PROPERTIES, LLC,)
THE MORTGAGE COMPANY OF)
BRUNSWICK, INC., AND BRENDAN)
GORDON,)

Defendants.)

CONSENT ORDER

NOW COME Defendants and Plaintiffs and move the Court to enter this Order remanding the captioned action to Brunswick County Superior Court, from which it was removed by Defendants on May 20, 2015. Defendants removed the captioned action to this Court on the grounds that it involves federal question under the Interstate Land Sales Full Disclosure Act ("ILSA"), 15 U.S.C. § 1701 *et seq.*, but 15 U.S.C. § 1719 provides that "[n]o case arising under this chapter and brought in any State court of competent jurisdiction shall be removed to any court of the United States, except where the United States or any officer or employee of the United States in his official capacity is a party."

NOW THEREFORE it is hereby ORDERED that the captioned action be and hereby is remanded to Brunswick County Superior Court.


This the 28th day of May, 2015.

HODGES COXE POTTER & PHILLIPS, LLP GRAEBE HANNA & SULLIVAN, PLLC

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Counsel for Defendants

SO ORDERED, this the 11 day of June, 2015.


Hon. Terrence W. Boyle
United States District Judge